

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 HOUSE BILL 3291

By: Humphrey

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5
6 AS INTRODUCED

7 An Act relating to prisons and reformatories;
8 creating the Oklahoma Community Corrections
9 Modernization Council; stating duties and purpose of
10 the Council; stating membership of the Council;
11 requiring organizational meeting to be held by
12 certain date; providing for the selection of a chair
13 and vice-chair; providing meeting requirements;
14 stating what constitutes a quorum; making meetings
15 subject to the Oklahoma Open Meeting Act; providing
16 for travel reimbursement; providing administrative
17 support for the Council; directing the Council to
18 submit report to certain state officials; providing
19 for codification; and providing an effective date.

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22 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

23 SECTION 1. NEW LAW A new section of law to be codified
24 in the Oklahoma Statutes as Section 1801 of Title 22, unless there
is created a duplication in numbering, reads as follows:

A. There is hereby created the Oklahoma Community Corrections
Modernization Council, hereinafter referred to as the "Council".

The Council shall:

1. Study and identify appropriate individuals to be placed in
community corrections programs;

1 2. Review current processes and assessment instruments
2 currently in use;

3 3. Study and make recommendations for establishing a community
4 corrections program in each judicial district of the state;

5 4. Study and make recommendations for establishing community
6 corrections boards within each judicial district of the state;

7 5. Study and identify responsibilities of community corrections
8 programs which shall include, but not be limited to, oversight of
9 felony supervision, alternative court programs, workforce
10 evaluations, assessments, and drug-testing procedures;

11 6. Study and make recommendations regarding the collection of
12 supervision fees by district attorneys; and

13 7. Study, identify, and make recommendations on establishing,
14 developing, and improving community corrections programs with the
15 cooperation and assistance of state and local agencies.

16 B. The Council shall be comprised of thirteen (13) members, to
17 be selected as follows:

18 1. The Director of the Oklahoma Department of Corrections, or
19 designee;

20 2. A district attorney for a county or district with a
21 population of five hundred thousand (500,000) or more as determined
22 by the latest Federal Decennial Census, to be selected by the
23 Oklahoma District Attorneys Council, or designee;

1 3. A district attorney for a county or district with a
2 population of five hundred thousand (500,000) or less as determined
3 by the latest Federal Decennial Census, to be selected by the
4 Oklahoma District Attorneys Council, or designee;

5 4. A chief of police of a municipality with a population of
6 three hundred fifty thousand (350,000) or more as determined by the
7 latest Federal Decennial Census, to be selected by the Oklahoma
8 Association of Chiefs of Police, or designee;

9 5. A chief of police of a municipality with a population of
10 three hundred fifty thousand (350,000) or less as determined by the
11 latest Federal Decennial Census, to be selected by the Oklahoma
12 Association of Chiefs of Police, or designee;

13 6. A sheriff of a county with a population of fifty thousand
14 (50,000) or more as determined by the latest Federal Decennial
15 Census, to be selected by the Oklahoma Sheriffs' Association, or
16 designee;

17 7. A sheriff of a county with a population of fifty thousand
18 (50,000) or less as determined by the latest Federal Decennial
19 Census, to be selected by the Oklahoma Sheriffs' Association, or
20 designee;

21 8. A public defender of a county with a population of three
22 hundred fifty thousand (350,000) or more as determined by the latest
23 Federal Decennial Census, to be selected by the Administrative
24 Director of the Courts, or designee;

1 9. The Executive Director of the Oklahoma Indigent Defense
2 System, or designee;

3 10. Two members of the Oklahoma House of Representatives, to be
4 appointed by the Speaker of the Oklahoma House of Representatives;
5 and

6 11. Two members of the Oklahoma State Senate, to be appointed
7 by the President Pro Tempore of the Oklahoma State Senate.

8 D. The Council shall hold an organizational meeting not later
9 than December 1, 2022, and shall select from its membership a chair
10 and vice-chair. The Council shall elect any other officers during
11 the first meeting and upon a vacancy in any office.

12 E. The chair shall call the first meeting and all subsequent
13 meetings shall be made at the call of the chair. The Council may
14 meet as often as may be required in order to perform the duties
15 imposed upon it.

16 F. A quorum of the Council shall be required to approve any
17 final action and recommendation of the Council. For purposes of
18 this section, seven members of the Council shall constitute a
19 quorum.

20 G. The meetings of the Council shall be subject to the Oklahoma
21 Open Meeting Act.

22 H. The members of the Council shall receive no compensation,
23 but travel reimbursement may be provided by their respective
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1 organizations within the limits provided for state employees in the
2 State Travel Reimbursement Act.

3 I. Administrative support for the Council shall be provided by
4 the Department of Corrections.

5 J. The Council shall submit a report of its findings and
6 recommendations annually by December 31, 2023, and the same day each
7 year thereafter to the Governor, the President Pro Tempore of the
8 Oklahoma State Senate and the Speaker of the Oklahoma House of
9 Representatives.

10 SECTION 2. This act shall become effective November 1, 2022.

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